

PATENT

Docket No.: 066654-0627

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE BOARD OF PATENT APPEALS AND INTERFERENCES**

Re Application of

Reed, John C., et al.

Application No.: 09/864,921

Filed: May 23, 2001

Customer Number: 41552

Confirmation Number: 1677

Tech Center Art Unit: 1637

Examiner: Fredman, Jeffrey Norman

For: CARD DOMAIN CONTAINING POLYPEPTIDES, ENCODING NUCLEIC ACIDS,
AND METHODS OF USE

CERTIFICATE OF MAILING BY EXPRESS MAIL (37 CFR § 1.10)

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I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR § 1.10 on the date indicated above and is addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on Mar 15, 2006.

Sarah Nunez

**NOTICE OF APPEAL
FROM THE PRIMARY EXAMINER
TO THE BOARD OF APPEALS**

Mail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Applicant hereby appeals to the Board of Appeals from the decision dated September 15, 2005, of the Primary Examiner finally rejecting claims 1-5, 31, and 33-35.

Appeal Fee: \$250.00



Charge to Deposit Account No. 502624.

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09/864,921

To the extent necessary, a petition for an extension of time under 37 C.F.R. 1.136 is hereby made. Please charge any shortage in fees due in connection with the filing of this paper, including extension of time fees, to Deposit Account 502624 and please credit any excess fees to such deposit account.

Respectfully submitted,

McDERMOTT WILL & EMERY LLP



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**Please recognize our Customer No. 41552
as our correspondence address.**